

EXHIBIT N

PART 1

**IN THE MATTER OF AN ARBITRATION
UNDER THE UNCITRAL ARBITRATION RULES BETWEEN**

TELENOR MOBILE COMMUNICATIONS AS,

Claimant,

Snarøyveien 30
N-1331 Fornebu
Norway

-and-

STORM LLC,

Respondent,

1 Narodnogo Opolchennya Street,
Kyiv 03151
Ukraine

**DECLARATION OF ANNA-MARTA KHOMYAK IN SUPPORT OF STORM LLC'S
MOTION TO DISMISS FOR LACK OF JURISDICTION**

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Anna-Marta Khomyak declares under penalty of perjury as follows:

1. I am a senior associate at Magister & Partners, 20, Velyka Zhytomyrska St., Kyiv, 01025, Ukraine, attorneys for Respondent Storm LLC ("Storm") in the above-captioned arbitration.

2. I submit this declaration in support of Storm's motion to dismiss the claims currently pending before the Arbitral Tribunal. The purpose of this affidavit is to place before the Tribunal copies of the court files of the April 25, 2006 Order of the Kyiv Commercial Court, as well as the May 25, 2006 Ruling of the Kyiv Commercial Court of Appeals that are relevant to Storm's motion (the "April 2006 Order" and "May 2006 Ruling").

3. Annexed hereto as Exhibits 1 to 32 are true and correct copies of the case file (no. 40/242) of the April 2006 Order and May 2006 Ruling. Under the instructions on record-keeping in the Commercial Court of Ukraine, as issued and approved by the Highest Commercial Court of Ukraine, by a Decree dated December 10, 2002, no.75, the case files are to be examined by the parties in the court office, and in the presence of the court officer. Therefore, since the files may not be taken out of the court office, the copies exhibited herein, while true and correct, are photographic copies taken onsite. English translations have been provided by Magister & Partners for those documents in the original Ukrainian language.

4. Annexed hereto as Exhibit 1 is a copy of the cover page of Volume 1 of Case File 40/242.

5. Annexed hereto as Exhibit 2 is a copy of the list of documents of Volume 1.

6. Annexed hereto as Exhibit 3 is a copy of the Order on the commencement of the Proceeding in Case 40/242.

7. Annexed hereto as Exhibit 4 is a copy of the Statement of Claim of Alpren Limited dated April 10, 2006, with exhibits.

8. Annexed hereto as Exhibit 5 is the Application for a claim extension by Alpren Limited dated April 18, 2006, with exhibits.

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9. Annexed hereto as Exhibit 6 is a copy of the Shareholders Agreement dated January 30, 2004.

10. Annexed hereto as Exhibit 7 is the cover page of Volume 2 of Case File 40/242.

11. Annexed hereto as Exhibit 8 is Storm LLC's Application for Examination of Case File 40/242 dated July 17, 2006.

12. Annexed hereto as Exhibit 9 is a list of documents in Volume 2 of Case File 40/242.

13. Annexed hereto as Exhibit 10 is a copy of Storm LLC's Charter dated February 15, 2006.

14. Annexed hereto as Exhibit 11 is a copy of Storm LLC's Charter as of June 26, 2002.

15. Annexed hereto as Exhibit 12 is a copy of Amendments and addenda no.3 to Storm LLC's June 26, 2002 Charter, dated September 24, 2004.

16. Annexed hereto as Exhibit 13 is a copy of Amendments and addenda no.2 to Storm LLC's June 26, 2002 Charter, dated July 13, 2004.

17. Annexed hereto as Exhibit 14 is a copy of Amendments and addenda no.1 to Storm LLC's June 26, 2002 Charter, dated October 10, 2002.

18. Annexed hereto as Exhibit 15 is a Certificate of State Registration of Storm LLC dated June 23, 1995.

19. Annexed hereto as Exhibit 16 is a Reference from the State Committee of Statistics of Ukraine on Storm LLC dated February 21, 2006.

20. Annexed hereto as Exhibit 17 is a copy of the Minutes of Meeting of Storm LLC's Equity Holders (Shareholders), dated February 8, 2006.

21. Annexed hereto as Exhibit 18 is a copy of a Power of Attorney from Alpren Limited dated April 7, 2006.

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22. Annexed hereto as Exhibit 19 is an Application by Alpren Limited regarding its legal status dated April 21, 2006.

23. Annexed hereto as Exhibit 20 is an Application by Alpren Limited on the jurisdiction of the court, dated April 21, 2006.

24. Annexed hereto as Exhibit 21 is a copy of the Minutes of the Kyiv Commercial Court hearing on April 21, 2006.

25. Annexed hereto as Exhibit 22 is a copy of the Minutes of the Kyiv Commercial Court hearing on April 25, 2006.

26. Annexed hereto as Exhibit 23 is a copy of the Order of the Kyiv Commercial Court dated April 25, 2006.

27. Annexed hereto as Exhibit 24 is a copy of the cover letter from the Kyiv Commercial Court dated May 7, 2006.

28. Annexed hereto as Exhibit 25 is the Order from the Kyiv Appellate Commercial Court dated May 19, 2006.

29. Annexed hereto as Exhibit 26 is a copy of the Petition of Appeal from Storm LLC dated May 16, 2006.

30. Annexed hereto as Exhibit 27 is a copy of the Directive of the head of the Kyiv Commercial Court of Appeals dated May 24, 2006.

31. Annexed hereto as Exhibit 28 is a copy of the Minutes of the Kyiv Commercial Court of Appeals hearing dated May 25, 2006.

32. Annexed hereto as Exhibit 29 is the Ruling of the Kyiv Commercial Court of Appeals dated May 25, 2006.

33. Annexed hereto as Exhibit 30 is a copy of the cover letter from the Kyiv Commercial Court of Appeals dated May 29, 2006.

34. Annexed hereto as Exhibit 31 is the Decree of the Kyiv Commercial Court of Appeals on the compulsory enforcement of the May 25, 2006 decision, dated June 19, 2006.

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35. Annexed hereto as Exhibit 32 is the Signature of Mr. Kliuchkovskiy (associate at Magister & Partners) regarding the examination of the case file, dated August 4, 2006.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 8 at Kyiv, Ukraine.

A handwritten signature in cursive script, appearing to read "Anna-Marta Khomyak", written above a horizontal line.

Anna-Marta Khomyak

EXHIBIT 1

Total II Volumes

[State Emblem of Ukraine]

KYIV COMMERCIAL COURT

Volume I

year 2006

CASE № 40/242

C: Alpren Limited

D: Storm LLC

on recognition as unlawful and termination of the actions

Commenced 2006

Concluded _____

Sent to archive _____

Total _____ pages

Ukraine



ГОСПОДАРСЬКИЙ СУД
міста КИСВА

Том

I

рік

СПРАВА №

10/07/07

В.П. "Андрей Коваленко"
В.П. "М.П. Коваленко"
М.П. "Коваленко Андрій"
Григоренко Г.П.

Початок

10/07

Закінчення

Зано до архіву

на

арк.

Україна

EXHIBIT 2

Total II Volumes

[State Emblem of Ukraine]

KYIV COMMERCIAL COURT

Volume I

year 2006

CASE № 40/242

C: Alpren Limited

D: Storm LLC

on recognition as unlawful and termination of the actions

Commenced 2006

Concluded _____

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Ukraine

Всесоюзний



ГОСПОДАРСЬКИЙ СУД
міста КИЄВА

Том I

рік

СПРАВА № 10/92

П. "Українська"

П. "Українська"

згідно з рішенням суду

Початок 10/92

Закінчення

Здано до архіву

на

арк.

Україна

LIST
of the documents in the file

[illegible]

OHHC

документів, які знаходяться у справі

[illegible]

EXHIBIT 3

10.04.2006

Kyiv Commercial Court

Claimant:

Name: "Alpren Limited"

legal entity under the laws of Cyprus Republic

Registered office: 3 Themistocles Dervis Street, Julia House, 1st Floor, 1066, Nicosia, Cyprus

Address for correspondence: 01030, Kyiv,
4 Chapayeva Street, Suite 12.

Defendant:

Name: "Storm" Limited Liability Company

Registered office: 01001, Kyiv, 1 Narodnogo Opolchennya Street

USREOU Code 23163325

c/a 26000100675001 opened with Alfa-Bank CJSC,
MFO 300346

STATEMENT OF CLAIM

on recognition as unlawful and termination of the actions

Defendant is a limited liability company incorporated and existing under the laws of Ukraine.

Claimant, under the Charter of Defendant, is a Defendant's participant holding 49,9 percent of votes.

Pursuant to the Civil Code of Ukraine, the Commercial Code of Ukraine, the Law of Ukraine "On Commercial Entities" Claimant is entitled to participate in the management of Defendant as one of the members of the top body of Defendant (limited liability company) – general meeting of participants.

Art. 145 of the Civil Code of Ukraine determines competence of the General Meeting of Participants of a limited liability company. In particular, part 4 of Art. 145 of the Civil Code of Ukraine lists powers, which are within exclusive competence of general meeting of participants and may not be delegated to other bodies, specifically, director.

Art. 145 of the Civil Code of Ukraine also entitles participants of a limited liability company to determine other powers, which are attributed by law to powers of other managing bodies of an entity, as exclusive powers of general meeting of participants, thus constraining the other bodies.